Atty. Docket No.: 07783.0101.CPUS01

### REMARKS

### **Amendments**

Claims 1-41 and 49-57 are cancelled to accelerate the allowance of the application. Applicants reserve the rights to file one or more continuation applications directed to the canceled claims.

# **Provisional Double Patenting Rejection**

Claims 1-4, 6-11, 14, 18, 33-35, 42-44, 46-48, 50 and 51 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over Claims 1-4, 6-11, 14, 18, 32, 34, 35, 50-56, 58, and 60 of co-pending Application No. 10/666,912. Applicants are submitting herewith a Terminal Disclaimer to overcome the rejection.

## Allowable Subject Matter

Claims 42-44 and 46-48 have been found allowable if a Terminal Disclaimer is filed to overcome the provisional double patenting rejection.

#### Rejoinder

Upon the allowance of a generic claim, applicants are entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claims as provided by 37 CFR 1.141.

Claim 45, which reads on a non-elected species, is dependent on the generic Claim 42. Upon the allowance of Claim 42, Applicants request that Claim 45 be rejoined and considered by the Examiner.

## **CONCLUSION**

Applicants believe that the application is now in good and proper condition for allowance. Early notification of allowance is earnestly solicited.

Respectfully submitted,

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**Enclosure: Terminal Disclosure** 

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